

Date: February 4, 2005

## COMMISSIONER FOR PATENTS

P.O. Box 1450

Alexandria, VA 22313-1450

In re application of: Najla GUTHRIE and Elzbieta Maria KUROWSKA

Serial No. 10/697,563

Filed: October 31, 2003

For: **USE OF POLYMETHOXYLATED FLAVONES  
FOR TREATING INSULIN RESISTANCE**

S i n

Transmitted herewith is a **Supplemental Information Disclosure Statement** in the above-identified application.☐ Small entity status under 37 C.F.R. 1.9 and 1.27 has been previously established.☐ Applicants assert small entity status under 37 C.F.R. 1.9 and 1.27.☒ No fee for additional claims is required.☐ A filing fee for additional claims calculated as shown below, is required:

| FOR:   | (Col. 1)   | (Col. 2)   |         | SMALL ENTITY |     | OR | LARGE ENTITY |     |
|--|------------|------------|---------|--------------|-----|----|--------------|-----|
|  | REMAINING  | HIGHEST    |         | RATE         | FEE |    | RATE         | FEE |
|  | AFTER      | PREVIOUSLY | PRESENT |              |     |    |              |     |
|  | AMENDMENT  | PAID FOR   | EXTRA   |              |     |    |              |     |
| TOTAL CLAIMS   | * Minus**  | =          | 0       | x \$ 9       | \$  |    | x \$ 18      | \$  |
| INDEP. CLAIMS  | * Minus*** | =          | 0       | x \$ 42      | \$  |    | x \$ 84      | \$  |
| <input type="checkbox"/> FIRST PRESENTATION OF MULTIPLE DEP. CLAIM |            |            |         | + \$140      | \$  |    | + \$280      | \$  |

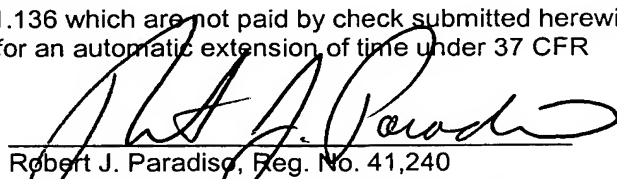
TOTAL: \$ OR TOTAL: \$

\* If the entry in Co. 1 is less than the entry in Col. 2, write "0" in Col. 3.

\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.

\*\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

☒ Also transmitted herewith are:☐ Petition for extension under 37 C.F.R. 1.136 (in duplicate)☒ Other: Form PTO 1449 (1 page) with attached references.☐ Check(s) in the amount of \$.00 is/are attached to cover:☐ Filing fee for additional claims under 37 C.F.R. 1.16☐ Petition fee for extension under 37 C.F.R. 1.136☐ Other:☒ The Assistant Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 50-0552.☒ Any filing fee under 37 C.F.R. 1.16 for the presentation of additional claims which are not paid by check submitted herewith.☒ Any patent application processing fees under 37 C.F.R. 1.17.☒ Any petition fees for extension under 37 C.F.R. 1.136 which are not paid by check submitted herewith, and it is hereby requested that this be a petition for an automatic extension of time under 37 CFR 1.136.

  
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I hereby certify that this correspondence and/or documents referred to as attached therein and/or fee are being deposited with the United States Postal Service as "first class mail" in an envelope addressed to "Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450" on February 4, 2005

DAVIDSON, DAVIDSON &amp; KAPPEL, LLC

BY:   
 Guendoline Decosta

**UNITED STATES PATENT AND TRADEMARK OFFICE**

Art Unit: 1614  
Application of: Najla GUTHRIE et al.  
Serial No.: 10/697,563  
Filed: October 31, 2003  
For: **USE OF POLYMETHOXYLATED FLAVONES FOR  
TREATING INSULIN RESISTANCE**  
Examiner: Kevin E. WEDDINGTON

**SUPPLEMENTAL INFORMATION DISCLOSURE**  
**STATEMENT UNDER 37 C.F.R. § 1.56**

Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

February 4, 2005

Sir:

In accordance with the provisions of 37 C.F.R. § 1.97, Applicants hereby make of record the documents listed on the accompanying Form PTO-1449 (1 sheet) for consideration by the Examiner in connection with the examination of the above-identified patent application.

Applicants note that the references listed on the attached Form PTO-1449 were cited by the New Zealand Patent Office in the Examination Report issued for the corresponding New Zealand application.

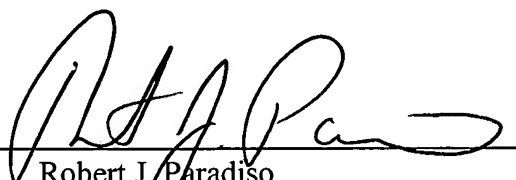
Pursuant to 37 C.F.R. § 1.98 (a), the foreign patent reference listed on sheet 1 of the attached Form PTO-1449 is enclosed. If it is determined that any of the listed references are not presently enclosed, the Examiner is requested to contact the undersigned so that a copy can be forwarded.

It is respectfully requested that the references cited in the accompanying Form PTO-1449 (1 sheet) be considered and made of record.

This Information Disclosure Statement is filed under 37 C.F.R. § 1.97 (a), before the mailing of a first Office Action on the merits. Accordingly, no fee is believed due. In the event any a fee is due in connection with the filing of this Information Disclosure Statement, the Commissioner is hereby authorized to charge said deficiency to our Deposit Account No. 50-0552.

Respectfully submitted,  
DAVIDSON, DAVIDSON & KAPPEL, LLC

By

  
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FORM PTO-1449  
(REV. 7-80)U.S. DEPARTMENT OF COMMERCE  
PATENT AND TRADEMARK OFFICEATTY. DOCKET NO.:  
476.1019SERIAL NO.:  
10/697,563

## LIST OF PRIOR ART CITED BY APPLICANT

(Use several sheets if necessary)

APPLICANT(S):  
Najla GUTHRIE et al.FILING DATE:  
October 31, 2003GROUP:  
1614

## U.S. PATENT DOCUMENTS

| *EXAMINER<br>INITIAL |    | DOCUMENT NUMBER |   |   |   |   |   |   | DATE       | NAME          | CLASS | SUBCLASS | FILING DATE<br>IF APPROPRIATE |
|----------------------|----|-----------------|---|---|---|---|---|---|------------|---------------|-------|----------|-------------------------------|
|                      | AA | 6               | 0 | 8 | 6 | 9 | 1 | 5 | 07/11/2000 | Zeligs et al. | 424   | 455      |                               |
|                      | AB |                 |   |   |   |   |   |   |            |               |       |          |                               |
|                      | AC |                 |   |   |   |   |   |   |            |               |       |          |                               |
|                      | AD |                 |   |   |   |   |   |   |            |               |       |          |                               |
|                      | AE |                 |   |   |   |   |   |   |            |               |       |          |                               |
|                      | AF |                 |   |   |   |   |   |   |            |               |       |          |                               |
|                      | AG |                 |   |   |   |   |   |   |            |               |       |          |                               |

## FOREIGN PATENT DOCUMENTS

|  |    | DOCUMENT NUMBER |   |   |   |   |   |   | DATE       | COUNTRY | CLASS | SUBCLASS | TRANSLATION |    |
|--|----|-----------------|---|---|---|---|---|---|------------|---------|-------|----------|-------------|----|
|  |    |                 |   |   |   |   |   |   |            |         |       |          | YES         | NO |
|  | AH | 0               | 1 | 0 | 3 | 6 | 8 | 1 | 01/18/2001 | WO (A2) | A61K  | 31/00    |             |    |
|  | AI |                 |   |   |   |   |   |   |            |         |       |          |             |    |
|  | AJ |                 |   |   |   |   |   |   |            |         |       |          |             |    |
|  | AK |                 |   |   |   |   |   |   |            |         |       |          |             |    |
|  | AL |                 |   |   |   |   |   |   |            |         |       |          |             |    |

## OTHER PRIOR ART (Including Author, Title, Date, Pertinent Pages, Etc.)

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|--|----|--|
|  | AM |  |
|  | AN |  |
|  | AO |  |
|  | AP |  |
|  | AQ |  |
|  | AR |  |
|  | AS |  |

EXAMINER

DATE CONSIDERED

\*EXAMINER: Initial if reference considered, whether or not citation is in conformance with MPEP 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.